

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... JUN 16 1975

Returned to applicant for correction..... JUN 26 1975

Corrected application filed..... Map filed..... JUL 18 1975

The applicant..... Rainbow Milling Co. c/o Bruce Trepl

..... of Goldfield

..... Street and No. or P.O. Box No. City or Town

Nev. 89013 hereby make.... application for permission to change the

..... State and Zip Code No. Place of use

of water heretofore appropriated under..... 28906

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... Spring No. 3

Name of stream, lake or other source.

2. The amount of water to be changed..... 0.12 c.f.s

Second feet, acre feet.

3. The water to be used for..... Domestic & Milling

If for stock state number and kind of animals.

4. The water heretofore used for.....

If for stock state number and kind of animals.

5. The water is to be diverted at the following point..... SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32 T6S. R40E. MDB&M orat a point from which the S $\frac{1}{4}$ of Sec. 34 bears S 71° 26' 29" EDescribe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
9424.37 ft.
stated.

6. The existing point of diversion is located within.....

If point of diversion is not changed, do not answer.

7. Proposed place of use.....

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use..... SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3 T7S R40E MDB&M

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from..... Jan. 1st to Dec. 31st of each year.

Day and Month

Day and Month

10. Use has been from..... " to " of each year.

Day and Month

Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.)..... clean out spring & pipe water to

State manner in which water is to be diverted, whether by dam or other works,

place of use. 13,771 ft - 4" pipe -- 22,633 ft - 6" pipe

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works..... \$30,000
13. Estimated time required to construct works..... 5 yrs.
14. Estimated time required to complete the application of water to beneficial use..... 5 yrs.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be left for use of cattle and wildlife. Operation by
placer mining - by moving dredge - used water to be ponded behind
dredge and reused as operation moves upstream.

Compared..... 1k/ga 1k/bs
Pro. 9/18/75 by Darlene Haymes
Overruled 12/9/75 #2101

Applicant. Rainbow Milling Co.
By s/ J. V. Caselli agent
P. O. Box 201
Goldfield, Nev. 89013

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of Spring No. 3 as heretofore granted under Permit 28906 is issued subject to the terms and conditions imposed in said Permit 28906, and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

The total combined diversion under this permit and Permits 29447 and 29448 shall not exceed 4.2 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.12 cubic feet per second but not to exceed 4.2 million gallons annually.

Actual construction work shall begin on or before..... July 28, 1976

Proof of commencement of work shall be filed before..... August 28, 1976

Work must be prosecuted with reasonable diligence and be completed on or before..... July 28, 1977

Proof of completion of work shall be filed before..... August 28, 1977

Application of water to beneficial use shall be made on or before..... July 28, 1980

Proof of the application of water to beneficial use shall be filed on or before..... August 28, 1980

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... JUL 13 1977
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No..... Issued.....
Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 28th day of January

A.D. 1976

OCT 12 1976

BECAUSE OF FAILURE State Engineer

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

(1)

Proposed place of Use

10	acres in the $\frac{1}{2} \times \frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec 33	T 6 S, R 40 E,
40	" " SW $\frac{1}{4}$ SE $\frac{1}{4}$	" " "
40	" " SE $\frac{1}{4}$ SE $\frac{1}{4}$	" " "
40	" " SW $\frac{1}{4}$ SW $\frac{1}{4}$	" 34 "
10	" " $\frac{1}{2} \times \frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 5	T 7 S, R 40 E
20	" " $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
5	" " $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
10	" " NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
10	" " $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
20	" " $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
40	" " NW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec 4 T 7 S R 40 E
40	" " NE $\frac{1}{4}$ NW $\frac{1}{4}$	" " "
20	" " N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
10	" " N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
20	" " N $\frac{1}{2}$ NW $\frac{1}{4}$	Sec 3 T 7 S R 40 E
10	" " SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$	" " "
40	" " NE $\frac{1}{4}$ NW $\frac{1}{4}$	" " "
40	" " NW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
40	" " NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
20	" " $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$	" " "
40	" " SE $\frac{1}{4}$ NW $\frac{1}{4}$	" " "
40	" " SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
40	" " SE $\frac{1}{4}$ NE $\frac{1}{4}$	" " "
10	" " $\frac{1}{2}$ $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	" " "
40	" " NW $\frac{1}{4}$ SE $\frac{1}{4}$	" " "
40	" " NE $\frac{1}{4}$ SE $\frac{1}{4}$	" " "
10	" " $\frac{1}{2}$ $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	" " "
40	" " SW $\frac{1}{4}$ SE $\frac{1}{4}$	" " "
40	" " SE $\frac{1}{4}$ SE $\frac{1}{4}$	" " "

Proposed place of Use

10	acres in the E $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 10	T 7 S R 40 E
20	" " E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
40	" " NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
40	" " NW $\frac{1}{4}$ NW $\frac{1}{4}$	" 11 T 7 S R 40 E
10	" " E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" 10 T 7 S R 40 E
20	" " E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
40	" " SE $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
(2695 acres)	40 " " SW $\frac{1}{4}$ NW $\frac{1}{4}$	" 11 T 7 S R 40 E
40	" " NW $\frac{1}{4}$ SW $\frac{1}{4}$	" " " "
40	" " SW $\frac{1}{4}$ SW $\frac{1}{4}$	" " " "
10	" " E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$	" 10 T 7 S R 40 E
40	" " NE $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
10	" " E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
40	" " SE $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
10	" " E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	" 15 T 7 S R 40 E
40	" " NE $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
10	" " E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
20	" " E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
40	" " SE $\frac{1}{4}$ NE $\frac{1}{4}$	" " " "
20	" " S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	" " " "
40	" " NW $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
40	" " NE $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
40	" " SE $\frac{1}{4}$ SW $\frac{1}{4}$	" " " "
40	" " SW $\frac{1}{4}$ SE $\frac{1}{4}$	" " " "
40	" " NW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec 14 T 7 S R 40 E
40	" " SW $\frac{1}{4}$ NW $\frac{1}{4}$	" " " "
40	" " NW $\frac{1}{4}$ SW $\frac{1}{4}$	" " " "

3295 Acres